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6 Attorneys for Plaintiff: DONNA R. NELSON, an individual and on behalf  
of all others similarly situated

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

24 PLEASE TAKE NOTICE THAT on March 3, 2008 at 10:30 a.m. in Courtroom 9 of the  
25 above-entitled court, or as soon thereafter as this matter may be heard, before the Honorable  
26 Larry A. Burns, plaintiff DONNA R. NELSON (“Plaintiff”) will move the Court for an Order  
27 remanding this action to the Superior Court for the State of California, County of San Diego.  
28 The basis for this Motion is that this Court lacks federal subject matter jurisdiction over this

1 matter.

2 This Motion is supported by the accompanying Memorandum of Points and Authorities  
3 in support of the Motion, the Declaration of Kevin T. Levine, the papers, pleadings and records  
4 on file in this action, and upon such oral and documentary evidence as may be presented to the  
5 Court in connection with this Motion.

6 Dated: January 8, 2008

Respectfully submitted,

7 DEL MAR LAW GROUP, LLP

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by s/John H. Donboli

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individual and on behalf of all others similarly  
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